FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.....OF 2004

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mr.S.V.Marwadi for the appellant.

Mr.S.L.Ahuja for Respondent Nos.2 to 5.

Mr.A.S.Shitole, APP for the State.

Coram : R.S.Mohite,J

Date : 2.3.2006.

PC

1. By a separate order, leave has been granted to file an appeal against respondent nos.2 & 3. Hence, appeal admitted against respondent nos.2 & 3. Office to number the appeal. Hearing of the appeal is expedited.

(R.S.Mohite,J)

CRIMINAL APPLICATION NO.5419/2004

1. Heard both sides.

2. Leave to file an appeal

granted only against respondent nos.2 & 3. Leave is refused against respondent nos.4 & 5 because there is nothing in the complaint or in the examination of the complainant to indicate that the respondent nos.4 & 5 were in charge of the business. The only role attributed to respondent nos.4 & 5 is that they used to take telephone messages of the complainant to be conveyed to the respondent no.3. The cheque is also signed by respondent no.3 only. In this view of the matter limited leave is granted.

(R.S.Mohite,J)